

ENFORCEMENT REPORT TO THE COMMISSION FOR SEPTEMBER 1995

November 29, 1995

DOCKET NO. 95-1641-RPT

PROGRAMS	FORMAL ACTIONS INITIATED BY EDR/PETITION, DRAFT ORDER FOR EXPEDITED CASES, OR NOTICE LETTER OF FORMAL ADMIN. PENALTY ACTION		AGREED ORDERS ADOPTED BY THE COMMISSION		FISCAL YEAR 1996 YEAR-TO-DATE TOTAL ADMINISTRATIVE PENALTIES ASSESSED, DEFERRED, TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS, AND DOLLAR AMOUNT WHICH WILL BE SPENT ON SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEPs) IN ORDERS ISSUED BY THE TNRCC			
	Month	FY	Month	FY	ASSESSED	DEFERRED	TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS ¹	SEPs
AGRICULTURE	1	1	1	1	\$8,000.00	\$0.00	\$8,000.00	\$0.00
AIR	8	8	17	17	\$587,178.00	\$0.00	\$587,178.00	\$0.00
INDUSTRIAL AND HAZARDOUS WASTE	2	2	2	2	\$0.00	\$0.00	\$0.00	\$0.00
MULTI-MEDIA ²	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MUNICIPAL SOLID WASTE	4	4	0	0	\$0.00	\$0.00	\$0.00	\$0.00
OCCUPATIONAL CERTIFICATION	4	4	0	0	\$0.00	\$0.00	\$0.00	\$0.00
PETROLEUM STORAGE TANKS	96	96	22	22	\$17,100.00	\$600.00	\$16,500.00	\$0.00
WATERSHED MANAGEMENT	2	2	9	9	\$7,680.00	\$4,620.00	\$3,060.00	\$0.00
WATER UTILITIES	4	4	1	1	\$0.00	\$0.00	\$0.00	\$0.00
TOTALS	121	121	52	52	\$619,958.00	\$5,220.00	\$614,738.00	\$0.00

¹ All penalties collected are paid into the State's General Revenue Fund with the exception of water well driller orders which are paid into the Water Well Driller's Fund.

² Multi-Media is a new section in the Enforcement Division which is not fully staffed yet and Multi-Media cases from the single media sections have not been transferred to this section yet.

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PROGRAMS	NOTICES OF VIOLATION (NOVS) ISSUED BY CENTRAL OFFICE		NOVS ISSUED BY FIELD OPERATIONS		CASES RESOLVED INFORMALLY - COMPLIANCE ACHIEVED THRU CENTRAL OFFICE ACTION WITHOUT ISSUANCE OF AN AGENCY ORDER		CASES BEING DEVELOPED IN ENFORCEMENT PROGRAMS ³	CASES BEING TRACKED FOR COMPLIANCE ⁴
	Month	FY	Month	FY	Month	FY	Total	Total
AGRICULTURE	0	0	0	0	0	0	4	16
AIR	N/A ⁵	N/A	197	197	6	6	281	1108
INDUSTRIAL AND HAZARDOUS WASTE	8	8	0	0	4	4	380	350
MULTI-MEDIA	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MUNICIPAL SOLID WASTE	2	2	43	43	6	6	137	160
OCCUPATIONAL CERTIFICATION	1	1	N/A	N/A	7	7	60	15
PETROLEUM STORAGE TANKS	32	32	190	190	13	13	244	135
WATERSHED MANAGEMENT	1	1	7	7	3	3	161	253
WATER UTILITIES	577	577	255	255	7	7	292	211
TOTALS	621	621	692	692	46	46	1,559	2,248

³ Cases which the enforcement programs in Central Office are working on in which agency action has not been filed yet. Agency action includes, orders issued, NOVs for those cases in which a formal action is not being pursued, corrective action directives, bilateral compliance agreements, or any other action which directs a facility to take action to achieve compliance within a specified period of time.

⁴ Includes all cases which the enforcement programs are tracking for compliance once an agency action (as defined in footnote 3) is finalized.

⁵ N/A = Not Applicable.

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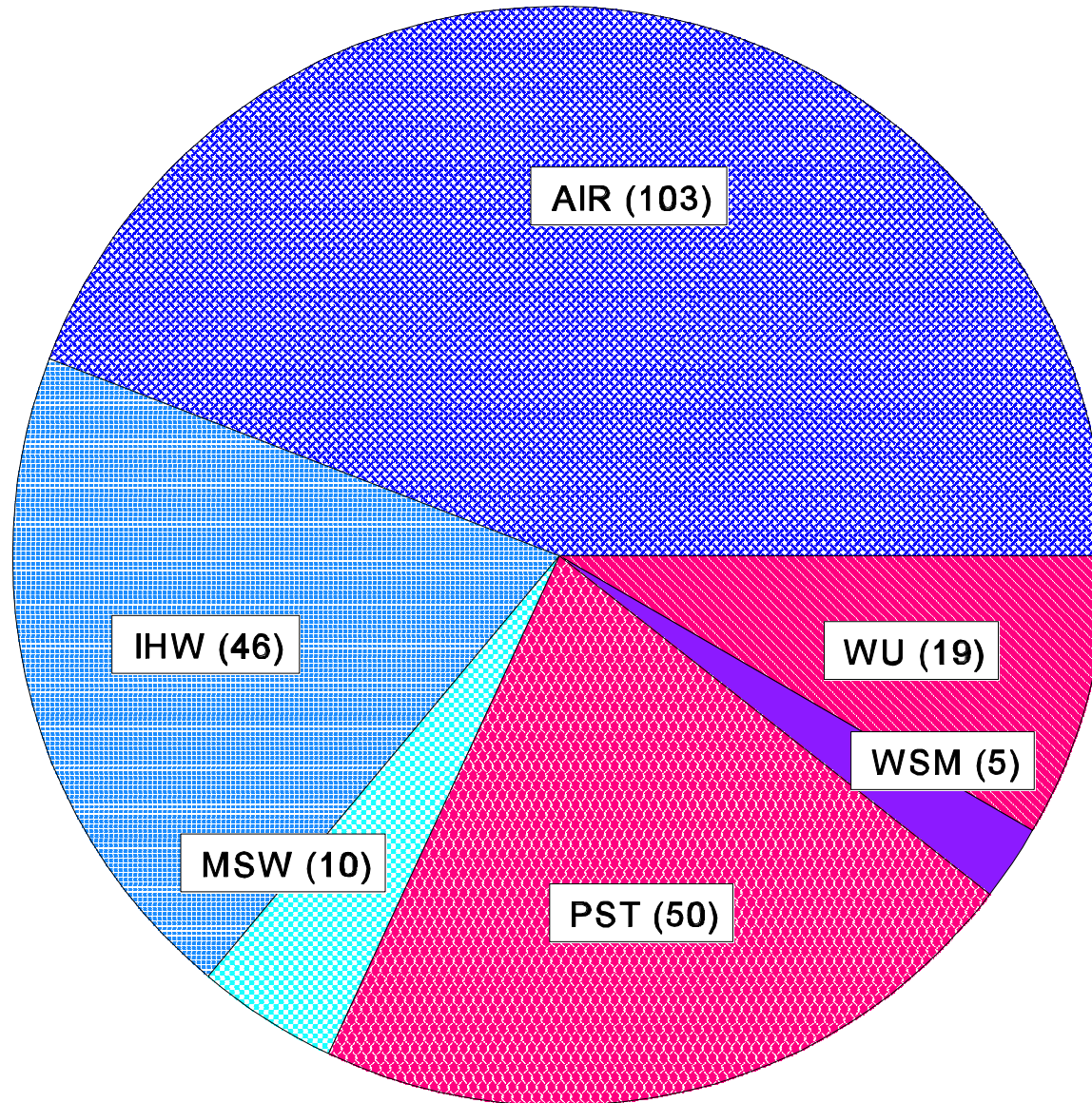
PROGRAMS	PENDING FORMAL ENFORCEMENT ACTIONS FOR ADMINISTRATIVE ORDERS TO BE ISSUED BY THE TNRCC		CASES PENDING AT THE OFFICE OF THE ATTORNEY GENERAL ⁶	ATTORNEY GENERAL CASES RESULTING IN JUDGMENTS ⁷		CASES REFERRED FROM THE REGIONAL OFFICES OR CENTRAL OFFICE FOR ENFORCEMENT ACTION BY CENTRAL OFFICE STAFF	
	Total	Backlog	Total	Month	FY	Month	FY
AGRICULTURE	3	0	1	0	0	0	0
AIR	281	103	41	0	0	18	18
INDUSTRIAL AND HAZARDOUS WASTE	98	46	71	0	0	7	7
MULTI-MEDIA	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MUNICIPAL SOLID WASTE	38	10	52	0	0	11	11
OCCUPATIONAL CERTIFICATION	12	0	51	0	0	18	18
PETROLEUM STORAGE TANKS	540	50	5	0	0	32	32
WATERSHED MANAGEMENT	28	5	22	0	0	1	1
WATER UTILITIES	143	19	111	0	0	52	52
TOTALS	1,143	233	354	0	0	139	139

⁶ AG actions typically take from 6 months to 5 years from the date of referral to final judgment.

⁷ These numbers are obtained from the Attorney General's Office

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